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Attorneys for Plaintiffs
CHARLES O. BRADLEY TRUST,
LINDA L. BRADLEY TRUST,
KEN & SHARON BURGE TRUST,
BRAD MARTIN BURGE,
SCOTT & NOA L. DYKSTRA,
RONALD C. HALL, RENTAL
CENTER PROPERTIES, a California Partnership,

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CHARLES O. BRADLEY TRUST, et al,

Plaintiffs,

vs.

ZENITH CAPITAL LLC; et al,

Defendants.

Case No.: C 04 2239 JSW (EMC)

**STIPULATION FOR DISMISSAL
OF DEFENDANT MARVIN
FRIEDMAN**

This stipulation is made by and among CHARLES O. BRADLEY TRUST, LINDA L. BRADLEY TRUST, KEN & SHARON BURGE TRUST, BRAD MARTIN BURGE, SCOTT & NOA L. DYKSTRA, RONALD C. HALL, RENTAL CENTER PROPERTIES, a California Partnership ("Plaintiffs") by their attorneys, Johnson & Miskel, and MARVIN FRIEDMAN ("Defendant") by his attorneys, Seltzer, Caplan, McMahon, Vitek.

RECITALS

A. Plaintiffs have filed the above-entitled action against Defendant ("Plaintiffs' Action") based on allegations arising from Defendant's management of Global Money Management.

1 B. Defendant has entered into a Settlement Agreement with the receiver in that
2 certain action filed in the Federal District Court, Southern District of California, entitled *SEC vs.*
3 *Global Money Management, et al*, Case No. 04 CV 00521 BTM, (“SEC action”) based on
4 allegations arising from Defendant’s management of Global Money Management. That
5 Settlement Agreement has been approved by that court and a redacted version was filed on March
6 30, 2005.

7 C. Defendant has been charged with crimes and indicted by the United States
8 Attorney (“Criminal Action”) based on allegations arising from Defendant’s management of
9 Global Money Management.

10 D. Defendant has filed a motion to stay Plaintiffs’ Action which motion is set to be
11 heard on November 4, 2005.

12 E. Plaintiffs and Defendant desire to toll the statutes of limitations that may apply to
13 Plaintiffs’ Action in order to allow the Settlement Agreement to be fully executed by defendant
14 and the Criminal Action to be fully concluded.

15 TERMS AND CONDITIONS

16 Plaintiffs and Defendant hereby agree as follows:

17 **Section 1. Tolling of Applicable Statutes of Limitations.** Any and all statutes of
18 limitations applicable to the commencement of litigation against Defendant by Plaintiffs based on
19 allegations arising from Defendant’s management of Global Money Management, whether
20 resulting from negligence or otherwise, are tolled from the date of this agreement until the earlier
21 of the occurrence of either of the following events:

22 A. A final judgment or dismissal is entered in Plaintiffs’ Action in its entirety, or;

23 B. A final judgment or dismissal as to Defendant is entered in the SEC Action in its
24 entirety.

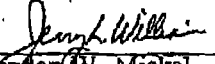
25 **Section 2. Dismissal of Defendant.** Upon execution of this stipulation, Plaintiffs’ Action
26 as to Defendant may be dismissed without prejudice. Nothing contained herein shall prevent
27 Plaintiffs from re-commencing litigation against Defendant should they elect to do so prior to the
28 entry of a final judgment described in Section 1 above.

1 Section 3. Court Order. An order of court approving this agreement will operate as a
2 dismissal of Defendant.

3 SO STIPULATED.

4 JOHNSON & MISKEL

5
6 Dated: August 18, 2005


Glendon W. Miskel
Gerald L. Williams
Attorneys for Plaintiffs

Seltzer/Caplan/McMahon/Vitek

10
11 Dated: August 18, 2005


J. Scott Schaper
Attorneys for Defendant Marvin Friedman

13 IT IS SO ORDERED

14
15 DATED: August 19, 2005


JEFFREY S. WHITE
UNITED STATES DISTRICT JUDGE

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